

BILL NO. S-69-08- 06

SPECIAL ORDINANCE NO. S- 302-69

AN ORDINANCE approving Sewer Extension Agreement between WINFIELD MOSES, INC. and the CITY OF FORT WAYNE for construction of Chateau Wildwood Apartments Sewer.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sewer Extension Agreement, approved July 29, 1969, between WINFIELD MOSES, INC., as Developer, and the CITY OF FORT WAYNE, INDIANA, by and through its Mayor and Board of Public Works, as City, for the construction of Chateau Wildwood Apartments Sanitary Sewer as follows:

Eight (8) inch sanitary sewer 590 feet in length running from a point located 100 feet North and 315 feet West of the Southeast corner of Lagro Reserve; thence North 590 feet parallel to Ardmore Avenue to a manhole in the Westmoor interceptor sewer and connection thereto;

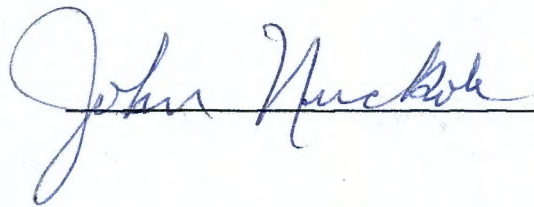
Eight (8) inch sanitary sewer spur main 205 feet in length running South 78 degrees East from a manhole located in the aforementioned 590 feet sewer main located 195 feet South of the Westmoor interceptor sewer,

the total cost of said sewer to be paid by the Developer, all as more particularly set forth in said Agreement, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

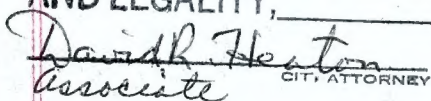
SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main covered in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or

future annexation by said City of Fort Wayne, Indiana, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

A handwritten signature in blue ink, reading "John Nuckols", is written over a horizontal line.

APPROVED AS TO FORM  
AND LEGALITY, \_\_\_\_\_

A handwritten signature in blue ink, reading "David R. Henton", is written over a horizontal line. Below the signature, the word "Associate" is written in blue ink. To the right of the signature, the words "CITY ATTORNEY" are printed in small, blue, capital letters.



Bill No. S-69-08-06

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance

approving Sewer Extension Agreement between WINFIELD MOSES, INC. and the CITY OF  
FORT WAYNE for construction of Chateau Wildwood Apartments Sewer.

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance DO PASS.

JOHN NUCKOLS, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

CELIA ANN FAY

JOHN H. ROBINSON

*Jack K. Dunijs*  
*Celia Ann Fay*  
*John H. Robinson*

CONCURRED IN

DATE 8-26-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Nuckols seconded by  
Rousseau and duly adopted, read the second time by title and referred  
to the (Committee on) Public Works (and to the City Plan  
Commission for recommendation) (and Public Hearing to be held after due legal notice,  
at the Council Chambers, City Hall, Fort Wayne, Indiana, on  
the \_\_\_\_\_ day of \_\_\_\_\_ 196 \_\_\_\_\_, at \_\_\_\_\_ o'clock  
P.M., E.S.T.

Date: 8-5-69 Frank H. Bonachoon  
City Clerk

Read the third time in full and on motion by Fay  
seconded by Robinson and duly adopted, placed on its passage.  
Passed (~~LOST~~) by the following vote:

| AYES        | <u>6</u> | NAYS  | <u>0</u> | ABSTAINED | ____  | ABSENT | <u>3</u> | to-wit: |
|-------------|----------|-------|----------|-----------|-------|--------|----------|---------|
| Adams       | _____    | _____ | _____    | _____     | _____ | _____  | _____    | ✓       |
| Dunifon     | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |
| Fay         | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |
| Geake       | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |
| Nuckols     | _____    | _____ | _____    | _____     | _____ | _____  | _____    | ✓       |
| Robinson    | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |
| Rousseau    | _____    | _____ | _____    | _____     | _____ | _____  | _____    | ✓       |
| Steigerwald | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |
| Tipton      | ✓        | _____ | _____    | _____     | _____ | _____  | _____    | _____   |

Date 8-26-69 Frank H. Bonachoon  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
(Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No 5-302-69

on the 26<sup>th</sup> day of August, 196 9.

ATTEST: (SEAL)

Frank H. Bonachoon  
City Clerk

Herbert P. Tipton  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27<sup>th</sup> day  
of August, 196 9 at the hour of 8:30 o'clock A.M., E.S.T.

Frank H. Bonachoon  
City Clerk

Approved and signed by me this 27<sup>th</sup> day of August, 196 9,  
at the hour of 10:09 o'clock A.M., E.S.T.

Harold S. Zeis  
Mayor